

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved, February 6, 1863.

CHAPTER XLVII.

An Act to amend Chapter Sixty-Eight, (LXVIII) of the General Laws of the State of Minnesota, for the year 1860, being page 242 of the same, relating to the Vacation of Town Sites.

SECTION 1. Amendment to Chapter 68, of General Laws 1860. Who may make application for vacation or alteration in any town or city—duty of the Court.
2. When act to take effect,

Be it enacted by the Legislature of the State of Minnesota :

SECTION 1. That Section 3, of Chapter 68, (LXVIII) of the General Laws of the State of Minnesota, for the year one thousand eight hundred and sixty (1860), be and the same is hereby amended, by adding thereto the following words:

Provided further, That it shall not be necessary for all the proprietors of any town or city, or any addition thereto, to join in an application to the District Court, for the vacation or alteration of the same or any part thereof, but the said application may be made by any one or more of several proprietors of the same; and the notice provided for in the second section of this act shall be considered sufficient notice to all parties in interest. And it shall be the duty of the Court, upon the hearing of said application, and the reasons for and against the same, to alter or vacate the same, or any portion thereof, if, in their judgment, the public interests will be subserved thereby, as fully, to all intents and purposes, as if every proprietor and party in interest had joined in such

Who may make application for vacation or alteration in any town or city—duty of the Court

application, or had assented thereto; *Provided further*, That whenever in the judgment of the Court, the parties resisting such vacation or alteration, will sustain by the same, damages greater than the benefits resulting therefrom, the Court is empowered to assess the said damages, or cause the same to be assessed, and require the payment of the same by the parties making such application, before the said vacation or alteration shall take effect.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved, February 28, 1863.

CHAPTER XLVIII.

An Act to authorize Towns to Expend a part of their Road Tax in Adjoining Townships.

- SECTION 1. Power of electors of towns.
 2. Tax to be expended under direction of Supervisors.
 3. When act to take effect.

Be it enacted by the Legislature of the State of Minnesota:

Powers of town
electors

SECTION 1. That the electors of towns shall have power at their annual town meeting, to direct such an amount of the poll and road tax of the town to be expended on the highways in an adjoining township as they may deem conducive to the interests of the town.

Tax to be expen-
ded under direc-
tion of Supervi-
sors

SEC. 2. Said labor and tax shall be expended under the direction of the Supervisors of the town furnishing said tax and labor.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved, January 31, 1863.